

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
William Davon Upson)	File No.: EB-00-TP-648
8331 Lake Park Estates Blvd.)	NAL/Acct. No. 200432700001
Orlando, Florida)	FRN 0009617572
)	

FORFEITURE ORDER

Adopted: April 13, 2004**Released: April 15, 2004**

By the Chief, Enforcement Bureau:

1. In this *Forfeiture Order* ("Order"), we issue a monetary forfeiture in the amount of ten thousand dollars (\$10,000) to William Davon Upson ("Mr. Upson") for willful violation of Section 301 of the Communications Act of 1934, as amended ("Act").¹ The noted violation involves Mr. Upson operating a radio station on the frequency of 91.7 MHz without Commission authorization.

2. On October 9, 2003, the District Director of the Commission's Tampa, Florida Field Office ("Tampa Office") issued a *Notice of Apparent Liability for Forfeiture* ("NAL") in the amount of \$10,000 to Mr. Upson.² Mr. Upson has not filed a response to the NAL. Based on the information before us, we affirm the forfeiture.

3. **ACCORDINGLY, IT IS ORDERED** that, pursuant to Section 503(b) of the Act,³ and Sections 0.111, 0.311 and 1.80(f)(4) of the Commission's Rules ("Rules"),⁴ William Davon Upson **IS LIABLE FOR A MONETARY FORFEITURE** in the amount of \$10,000 for willfully violating Section 301 of the Act.

4. Payment of the forfeiture shall be made in the manner provided for in Section 1.80 of the Rules within 30 days of the release of this *Order*. If the forfeiture is not paid within the period specified, the case may be referred to the Department of Justice for collection pursuant to Section 504(a) of the Act.⁵ Payment shall be made by mailing a check or similar instrument, payable to the order of the "Federal Communications Commission," to the Federal Communications Commission, P.O. Box 73482, Chicago, Illinois 60673-7482. The payment should note NAL/Acct. No. 200432700001 and FRN 0009617572. Requests for full payment under an installment plan should be sent to: Chief, Revenue and Receivables Operations Group, 445 12th Street, S.W., Washington, D.C. 20554.⁶

¹ 47 U.S.C. § 301.

² *Notice of Apparent Liability for Forfeiture*, NAL/Acct. No. 200432700001 (Enf. Bur., Tampa Office, released October 9, 2003).

³ 47 U.S.C. § 503(b).

⁴ 47 C.F.R. §§ 0.111, 0.311, 1.80(f)(4).

⁵ 47 U.S.C. § 504(a).

⁶ See 47 C.F.R. § 1.1914.

7. **IT IS FURTHER ORDERED** that a copy of this *Order* shall be sent by first class mail and certified mail return receipt requested, to William Davon Upson, 8331 Lake Park Estates Blvd., Orlando, Florida 32818-4804.

FEDERAL COMMUNICATIONS COMMISSION

David H. Solomon
Chief, Enforcement Bureau